

**RESOLUTION NO. 09-22**

**A RESOLUTION REGARDING LIMITATIONS ON GOVERNMENT USE OF  
LICENSE-PLATE-RECOGNITION CAMERAS**

WHEREAS, the City of Lafayette has initiated a pilot program (“Program”) utilizing “license-plate-recognition cameras” within the territorial jurisdiction of the City of Lafayette.

WHEREAS, the Program has been successful in: (1) the arrest of individuals for offenses such as theft, burglary, auto theft, drug offenses, sexual assault, domestic battery, aggravated battery; and, (2) the arrest of persons wanted on one or more criminal warrants. In addition, the technology may be used to locate missing persons and persons subject to an AMBER Alert or Silver Alert.

WHEREAS, the Lafayette Police Department has shared the information gathered from the Program with other law enforcement agencies for the purpose of reducing crime rates and apprehending missing and/or wanted persons.

WHEREAS, the Program may raise concerns regarding individual privacy and the consequences of government data-gathering.

WHEREAS, it is foreseeable, given the success of the Program, that the City of West Lafayette may adopt similar technology to promote public safety.

WHEREAS, the Common Council of the City of West Lafayette wishes to balance the interests of law enforcement and public safety with the privacy interests of citizens.

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of West Lafayette that:

**Section 1.** The use of license-plate-recognition cameras shall be permitted to be used by City of West Lafayette government officials (“Officials”), including the West Lafayette Police Department, for legitimate law enforcement purposes such as the identification, location, and apprehension of persons wanted on warrant.

**Section 2.** The use of license-plate-recognition cameras shall be permitted to be used by Officials to locate suspects or persons of interest in the furtherance of an official investigation into criminal activity.

**Section 3.** The use of license-plate-recognition cameras shall be permitted for the use by Officials for the purpose of locating missing persons in furtherance of an investigation into a missing persons case.

**Section 4.** The preceding sections are subject to the following restrictions:

(a) All images collected by the license-plate-recognition cameras (“Image”) may not be kept, retained, or stored in any manner for a period exceeding thirty (30) days unless the data or information is related to an active law enforcement investigation.

(b) No Image shall be sold or otherwise shared with a third-party with the exception that Images may be shared with other law enforcement agencies assisting with an official investigation.

(c) Images shall not be used for purposes of enforcing State or local traffic laws except when the offense constitutes (i) a felony or (ii) a misdemeanor that includes intoxication and/or property damage as an essential element of the offense.

(d) Any technology used by the license-plate-recognition system must not be capable of performing facial-recognition functions (an automated or semi-automated process that assists in identifying or verifying the identity of an individual based upon the characteristics of the individual’s face).

INTRODUCED ON FIRST AND ONLY READING ON THE 2 DAY OF May, 2022.

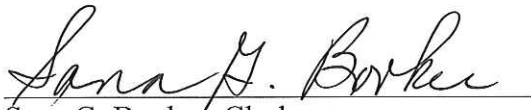
MOTION TO ADOPT MADE BY COUNCILOR DeBoer, AND SECONDED BY COUNCILOR Thomas.

DULY RESOLVED, PASSED, AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, ON THE 2 DAY OF May, 2022, HAVING BEEN PASSED BY A VOTE OF 7 IN FAVOR AND 2 OPPOSED, THE ROLL CALL VOTE BEING:

	AYE	NAY	ABSENT	ABSTAIN
Blanco	✓			
Brown		✓		
Bunder	✓			
DeBoer	✓			
Kang	✓			
Leverenz	✓			
Parker	✓			
Sanders	✓			
Thomas		✓		

  
Peter Bunder, Presiding Officer

Attest:


  
Sana G. Booker, Clerk



PRESENTED BY ME TO THE MAYOR OF THE CITY OF WEST LAFAYETTE, INDIANA  
ON THE 3 DAY OF May, 2022.

  
Sana G. Booker, Clerk

THIS RESOLUTION APPROVED AND SIGNED BY ME ON THE 3 DAY OF  
May, 2022.

  
John R. Dennis, Mayor

Attest:

  
Sana G. Booker, Clerk

